

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



Wisconsin Department of Regulation & Licensing Access to the Public Records of the Reports of Decisions

This Reports of Decisions document was retrieved from the Wisconsin Department of Regulation & Licensing website. These records are open to public view under Wisconsin's Open Records law, sections 19.31-19.39 Wisconsin Statutes.

Please read this agreement prior to viewing the Decision:

- The Reports of Decisions is designed to contain copies of all orders issued by credentialing authorities within the Department of Regulation and Licensing from November, 1998 to the present. In addition, many but not all orders for the time period between 1977 and November, 1998 are posted. Not all orders issued by a credentialing authority constitute a formal disciplinary action.
- Reports of Decisions contains information as it exists at a specific point in time in the Department of Regulation and Licensing data base. Because this data base changes constantly, the Department is not responsible for subsequent entries that update, correct or delete data. The Department is not responsible for notifying prior requesters of updates, modifications, corrections or deletions. All users have the responsibility to determine whether information obtained from this site is still accurate, current and complete.
- There may be discrepancies between the online copies and the original document. Original documents should be consulted as the definitive representation of the order's content. Copies of original orders may be obtained by mailing requests to the Department of Regulation and Licensing, PO Box 8935, Madison, WI 53708-8935. The Department charges copying fees. *All requests must cite the case number, the date of the order, and respondent's name as it appears on the order.*
- Reported decisions may have an appeal pending, and discipline may be stayed during the appeal. Information about the current status of a credential issued by the Department of Regulation and Licensing is shown on the Department's Web Site under "License Lookup." The status of an appeal may be found on court access websites at: <http://ccap.courts.state.wi.us/InternetCourtAccess> and <http://www.courts.state.wi.us/wscca>.
- Records not open to public inspection by statute are not contained on this website.

By viewing this document, you have read the above and agree to the use of the Reports of Decisions subject to the above terms, and that you understand the limitations of this on-line database.

Correcting information on the DRL website: An individual who believes that information on the website is inaccurate may contact the webmaster at web@drl.state.wi.gov

IN THE MATTER OF
THE LICENSE OF

SHELLY L. HOLMES, R.N.,

ORDER GRANTING LIMITED
LICENSE TO COMPLETE
REFRESHER COURSE AND UPON
COMPLETION REINSTATEMENT
OF LICENSE WITH STAY OF
SUSPENSION AND LIMITATIONS

Petitioner.

LS0404261NUR

TO: Shelly L. Holmes, R.N.
210 North Harrison Street
Lancaster, WI 53813

On October 1, 2009, the petitioner appeared before the Wisconsin Board of Nursing in support of her request for reinstatement of her registered nursing license pursuant to the Final Decision and Order of the Board dated March 10, 2005. The information presented in support of the petition for reinstatement consists of the following: 1) the December 13, 2008, evaluation by Dr. Michael J. Spierer, Ph.D; 2) the October 31, 2007, letter by Dr. Michael Kaye, Ph.D.; 3) the August 30, 2007, Rehabilitation Review: Conditional Approval decision by the Department of Health and Family Services (DHFS) granting conditional approval for employment in DHFS regulated facilities.

Based upon all of the information presented, the Board now finds and makes the following:

ORDER

NOW, THEREFORE, IT ORDERED that the petitioner, SHELLY L. HOLMES, shall be GRANTED a LIMITED license for the sole purpose of completing a board-approved nurse refresher course. The duration of this limited license shall be for one (1) year. If the petitioner does not complete the refresher course prior to the expiration of the limited license, she may petition the Board for reissuance of the limited license.

IT IS FUTHER ORDERED that upon proof of her successful completion of the nurse refresher course, the petitioner's suspended registered nurse license (lic.#130659-30), which has since expired, shall be REINSTATED upon payment of the license renewal fee and the petitioner shall be GRANTED a STAY OF SUSPENSION.

IT IS FURTHER ORDERED that during the stay of suspension, the petitioner's nursing license shall be LIMITED and she shall be subject to the following terms and conditions:

1. Petitioner may practice in an adult population clinic setting pre-approved by the Board or its designee, provided that she is under the direct supervision of a registered nurse.
2. Petitioner may practice in a work-setting pre-approved by the Board or its designee in which she has no patient contact provided that she is under the indirect supervision of a registered nurse.
3. Petition may not work in a home health care, hospice, pool nursing, or nurse agency setting.
4. Alternate work-settings may be considered and approved by the Board in its sole discretion.
5. In any work-setting approved by the Board or its designee, the petitioner must refrain from all patient assessments and interventions unless these practices are performed under a plan of supervision acceptable to the Board or its designee, which shall describe the patient population served, the kinds of assessments and interventions permitted to be performed by the petitioner, whether or when the interventions may be conducted without the physical presence of another, and whether or when assessments must be verified prior to implementation of an intervention based upon the assessment.
6. Petitioner shall arrange for quarterly written work reports from her supervisor to be provided to the Board Monitor on a quarterly basis. These reports shall assess the petitioner's work performance and compliance with the terms of the Board order.
7. Upon seeking reentry into the nursing field, and continuing through and during the time that petitioner is working as a nurse in any practice setting, the petitioner shall maintain active participation in psychotherapy with a mental health care professional. Acceptable participation shall include a minimum of bi-weekly counseling sessions to help her deal with finding a job, returning to a work situation, and readjusting to the demands of being a nurse. The duration of the petitioner's treatment shall be determined and thereafter adjusted by the health care provider with written notice to the Board or its designee.
8. Petitioner shall arrange for her mental health care provider to submit formal written reports to the Department Monitor on a quarterly basis. These reports shall assess the petitioner's psychological stability and reentry into the role of registered nurse.
9. Petitioner shall comply with the terms and conditions of the DHFS Rehabilitation Review Conditional Approval dated August 30, 2007, while working in a regulated facility and shall provide copies of any subsequent action by DHFS in regard to the conditional approval, including but not limited to any modifications, sanctions or withdrawal of approval.
10. Petitioner shall provide a copy of this Order and the March 25, 2005, Final Decision and Order, and all subsequent orders to the supervisory personnel at any workplace where she is employed as a nurse.

IT IS FURTHER ORDERED that the stay of suspension granted herein shall be continuous and remain in effect until and unless the Board receives verifiable information which indicates that petitioner has failed to comply with this Order or determines that the health, safety and welfare of the public warrants removal of the stay. Upon receipt of such information, the order, the Board may revoke the stay and the petitioner's license shall revert to suspended status.

STATE OF WISCONSIN
BOARD OF NURSING

Marilyn Kaufmann, R.N., Ph.D.
Chair

10/14/2009